

Notice of Allowability	Application No.	Applicant(s)	
	10/661,354	GAMBETTI, MARIO	
	Examiner	Art Unit	
	John R Paradiso	3721	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 2/18/2005.
2. ☒ The allowed claim(s) is/are 24-28 and 30-48.
3. ☒ The drawings filed on 12 September 2003 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date <u>8/2/04</u> 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____. |
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EXAMINER'S COMMENTS

Response to Amendments

1. In view of the amendments filed 2/18/2005, the objections to the claims and the Specification are hereby withdrawn.

Examiner's Amendment

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Herbert Dubno on May 13, 2005.

3. The application has been amended as follows:
 - a. In claim 24, lines 27-33 have been replaced with the following:

- - a synchronizer for synchronizing said conveyor and said sheet wrapper with each other, said synchronization causing an accumulated portion to form on said conveyor belt, said accumulated portion of material being of the undulating type with at least two crests;

moving on said conveyor belt and toward said first opening at least a portion of accumulation of packaging material; and - -

- b. Claim 29 has been cancelled.
- c. In claim 42, between lines 26 and 27, the following has been inserted:
- - said synchronization causing an accumulated portion to form on said conveyor belt, said accumulated portion of material being of the undulating type with at least two crests; - -

Response to Arguments

- 4. Applicant's arguments filed 2/18/2005 have been fully considered and are persuasive.

Reasons for Allowance

5. The following is an examiner's statement of reasons for allowance: the prior art could not alone or in combination anticipate or make obvious a method or machine in which objects are carried on a plurality of conveyors, and a sheet conveyor for feeding sheet wrapper between the gaps in the object conveyors, as well as a synchronizer for synchronizing the movement of the object and sheet conveyors so that the sheet wrapper is accumulated before it gets to the object conveyors in an undulating type accumulation with multiple crests.

The most pertinent prior art, GAMBETTI ET AL, discloses a method and machine in which objects are carried on a plurality of conveyors as well as feed roller to feed the sheet

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material, but does not disclose the sheet material being fed on a conveyor or of an accumulation of sheet material in an undulating type accumulation with multiple crests. MORI ET AL discloses a method and machine in which sheet wrappers are carried on a plurality of conveyors but any accumulation does not occur while the sheet wrappers are on the conveyors nor is the accumulation of sheet material in an undulating type accumulation with multiple crests.

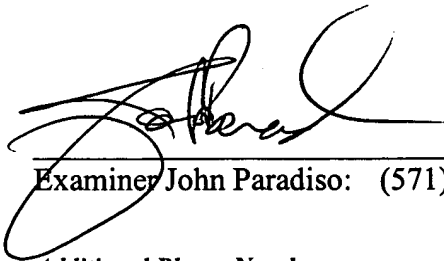
Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to John Paradiso. The examiner can normally be reached Monday-Friday, 9:30 p.m. – 6:00 p.m. (ET).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rinaldi Rada, can be reached at the number listed below.

Any inquiry of a general nature or relating to the status of this application should be directed to the 3700 Technology Center Receptionist.



Examiner John Paradiso: (571) 272-4466

May 13, 2005

Additional Phone Numbers:

Supervisor Rinaldi Rada: (571) 308-7135
Fax (Official): (703) 872-9306
Fax (Direct to Examiner) (571) 273-4466 (Drafts only)